

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

DAWN ZAVEC, *et al.*,

Plaintiffs,

v.

ROBERT COLLINS, BRIAN GIST,
AND CITY OF WILKES-BARRE,

Defendants.

NO. 3:16-CV-00347

(JUDGE CAPUTO)

ORDER

NOW, this 23rd day of February, 2018, IT IS HEREBY ORDERED that Defendants' Motion to Dismiss (Doc. 38) is GRANTED in part and DENIED in part as follows:

- (A) Plaintiffs' ADA claim relating to Mr. Zavec is **DISMISSED with prejudice.**
- (B) The Motion to Dismiss is **DENIED** in all other respects.

Defendants shall file answers to Plaintiffs' Third Amended Complaint within **twenty-one (21) days** from the date of entry of this Order.

/s/ A. Richard Caputo
A. Richard Caputo
United States District Judge